

## **SECTION 1 - TERMS, DEFINITIONS**

### **1-1 TERMS**

Unless otherwise stated, the words directed, required, permitted, ordered, instructed, designated, considered necessary, prescribed, approved, acceptable, satisfactory, or words of like import, refer to actions, expressions, and prerogatives of the Engineer.

### **1-2 DEFINITIONS**

Unless the particular provision or context otherwise requires, the definitions and provisions contained in this section shall govern the construction, meaning and application of words and phrases used in these conditions. The definition of each word or phrase shall constitute, to the extent applicable, the definition of each word or phrase which is derivative from it, or from which it is a derivative, as the case may be.

A.S.T.M.	American Society for Testing and Materials specifications.
A.W.W.A.	American Water Works Association and its standard specifications.
Bidding Requirements	The notice inviting bids, instructions to bidders, form of bid proposal and bidder's bond.
City	The City of Fresno, California
Contract Documents	The written agreement covering performance of the work including, but not limited to, the formal contract, notice inviting bids, instructions to bidders, affidavit, proposal, specifications, bonds and plans.
Contract Price	The total amount of money for which the contract is awarded.
Contract Unit Price	The Contractor's original bid for a single unit of an item of work in the proposal.
Contractor	The individual, partnership, corporation, joint venture, or other legal entity entering into a contract with the City to perform the work. In the case of the work being done under permit issued by the City, the Permittee shall be construed to be the Contractor.
Council	The Council of the City of Fresno.

Days	Days shall mean consecutive calendar days unless otherwise specified.
Engineer	The City Engineer or other Registered Professional Civil Engineer designated by the Council, acting either directly or through authorized agents.
General Conditions	The Standard Specifications and other standard required provisions for a particular Contract (e.g. federal requirements).
House Sewer	A sewer, wholly within private property, proposed to connect any building to a sewer house branch.
Major Bid Item	A single contract item constituting 10% or more of the contract price.
N.B.S.	National Bureau of Standards and its standard specifications.
Notice	Any notice allowed or required to be given by the City and signed by the Engineer.
Person	Any individual, association, partnership, corporation, trust, joint venture, or other legal entity.
Plans	The drawings, profiles, cross sections, working drawings and supplemental drawings or reproductions thereof, approved by the Engineer, which show the location, character, dimensions or details of the work.
Proposal	The offer of a bidder when submitted on the bid proposal form contained in the Bidding Requirements, properly signed and guaranteed.
Reference Specifications	Those bulletins, standards, rules, methods of analysis or test, codes, and specifications of other agencies, engineering societies, or industrial associations referred to in the contract documents. These refer to the latest edition, including amendments in effect and published at the time of advertising the project or issuing the permit, unless specifically referred to by edition, volume, or date.
Roadway	The portion of a street reserved for vehicular use.
Service Connection	Service connections are all or any portion of the conduit, cable or duct, including meter, between a utility distribution line and an individual consumer.
Sewer	Any conduit intended for the reception and transfer of sewage and fluid industrial waste.

Sewer House Branch	A sewer, within a public street or right of way, proposed to connect any parcel, lot, or part of a lot with a main line sewer.
Site	The location where the Work is to be performed as shown in the Contract Documents.
Special Conditions	Any conditions which supplement or modify these Standard Specifications including Special Specifications and Plans.
Specifications	Standard Specifications, Reference Specifications, Special Conditions and General Conditions and specifications in supplemental agreements between the Contractor and the City.
Standard Drawings	Details of standard structures, devices, or instructions referred to on the plans or in specifications by title or number.
State	The State of California.
State Standard Specifications	The State of California Department of Transportation Standard Specifications, as from time to time amended.
Storm Drain	Any conduit and appurtenances intended for the reception and transfer of storm water.
Street	Any public road, highway, parkway, freeway, alley, sidewalk or right of way.
Subcontractor	The person entering into a contract with the contractor to perform a portion of the Work.
Supervision	Supervision, where used to indicate supervision by the Engineer, shall mean the performance of obligations and the exercise of rights specifically imposed upon and granted to the City in becoming a party to the contract. Except as specifically stated in the contract, supervision by the City shall not mean active and direct superintendence of details of the work.
Surety	Any individual, firm or corporation, bound with and for the contractor for the acceptable performance, execution, and completion of the work, and for the satisfaction of all obligations incurred.
Utility	Tracks, overhead or underground wires, pipe lines, conduits, ducts, or structures, sewers or storm drains owned, operated, or maintained in or across a public right of way or private easement.
Work	That which is proposed to be constructed or done under the contract or permit, including the furnishing of all labor and materials.